Case 06-10725-gwz Doc 753 Entered 06/20/06 12:35:27 Page 1 of 11

				ELECTRONICALLY FILED JUNE 20, 2006
	1	II	SHEA & CARLYON	•
	2	II .	JAMES PATRICK S	
		I	(Nevada State Bar No CANDACE C. CARI	,
	3		(Nevada State Bar No	* *
	4	II `	SHLOMO S. SHERN	
	-	(CA State Bar No. 217173)	(Nevada State Bar No	•
	5		233 South Fourth Str	
	6		Las Vegas, Nevada 8	
	-		Telephone: (702) 471	
	7		Facsimile: (702) 471- E-mail: ishea@	-/435 <u>)sheacarlyon.com</u>
	8	ekarasik@stutman.com		on@sheacarlyon.com
		cpajak@stutman.com		an@sheacarlyon.com
	9	-		<u></u>
10		Counsel for the Official Committee of Equity Se Holders of USA Capital First Trust Deed Fund,		
	11			
	UNITED STATES BANKRUPTCY COURT DISTRICT OF NEVADA		RT	
	12	DISTRICT	OF NEVADA	
	13	In re:)	BK-S-06-10725-LBR
	14	USA COMMERCIAL MORTGAGE COMPA	NY)	Chapter 11
		Debtor)	•
	15	In re:)	BK-S-06-10726-LBR
	16	USA CAPITAL REALTY ADVISORS, LLC,	,	Chapter 11
		Debtor)	
	17	In re:)	BK-S-06-10727-LBR
	18	USA CAPITAL DIVERSIFIED TRUST DEE: Debtor	D FUND, LLC,	Chapter 11
	10	In re:		BK-S-06-10728-LBR
	19	USA CAPITAL FIRST TRUST DEED FUND). LLC.	Chapter 11
	20	Debtor.)	Oliapier 11
	٠,	In re:		BK-S-06-10729-LBR
	21	USA SECURITIES, LLC,)	Chapter 11
	22	Debtor.)	
	22	Affects)	
	23	All Debtors)	Data: Type 5 2006
	24	USA Commercial Mortgage Co.)	Date: June 5, 2006 Time: 9:30 a.m.
	25	USA Securities, LLC)	Place: Courtroom #1
	25	USA Capital Realty Advisors, LLC)	
	26	USA Capital Diversified Trust Deed)	
	27	□ USA First Trust Deed Fund, LLC)	
& CARLYON, LTD. Fourth Street, 2 nd Floor	27	NOTION OF THEMSE	E ODDDD ARRAS	UDIC .
gas, Nevada 89101 71-7432	28	NOTICE OF ENTRY O SHEA & CARLYON, LTD. EN		
		SHEA & CARLIUN, LID. EN	VIELU LIVIENT APP	LICATION
				Page 1 of 2

NOTICE OF ENTRY OF ORDER AUTHORIZING OFFICIAL COMMITTEE OF EQUITY SECURITY HOLDERS OF USA CAPITAL FIRST TRUST DEED FUND, LLC TO EMPLOY SHEA & CARLYON, LTD. AS ITS SPECIAL NEVADA COUNSEL EFFECTIVE MAY 10, 2006 (AFFECTS USA FIRST TRUST DEED FUND, LLC)

PLEASE TAKE NOTICE that an Order Authorizing Official Committee of Equity Security Holders of USA Capital First Trust Deed Fund, LLC to Employ Shea & Carlyon, Ltd., as its Special Nevada Counsel Effective May 10, 2006 was entered on June 20, 2006, a true and correct copy of which is attached hereto.

DATED this 20th day of June, 2006.

SHEA & CARLYON, LTD.

SHLOMO S. SHERMAN, ESQ. Nevada Bar No. 009688 233 S. Fourth Street, Second Floor Las Vegas, NV 89101



Entered on Docket June 20, 2006

Hon. Linda B. Riegle

4	United States Bankruptcy Judge		
5			
6			
7	STUTMAN, TREISTER & GLATT, P.C.	SHEA & CARLYON, L	.TD.
-	FRANK A. MEROLA	JAMES PATRICK SHE	EA TOTAL
8	(CA State Bar No. 136934) EVE H. KARASIK	(Nevada State Bar No. C CANDACE C. CARLY	
., 9	(CA State Bar No. 155356)	(Nevada State Bar No. 0	002666
10	CHRISTINE M. PAJAK (CA State Bar No. 217173)	SHLOMO S. SHERMA (Nevada State Bar No. 0	
11	1901 Avenue of the Stars, 12th Floor	233 South Fourth Street	, Second Floor
	Los Angeles, CA 90067 Telephone: (310) 228-5600	Las Vegas, Nevada 8916 Telephone: (702) 471-76	
12	E-mail: fmerola@stutman.com	E-mail: jshea@sheac	
13	ekarasik@stutman.com cpajak@stutman.com		<u>leacarlyon.com</u> heacarlyon.com
14	<u>cpajan@stutnan.com</u> -	<u>ssitermani@s</u>	neacarryon.com
15	Counsel for the Official Committee of Equity	Security Holders of	
	USA Capital First Trust Deed Fund, LLC		
16	UNITED STATES BANKRUPTCY COURT DISTRICT OF NEVADA		
17	In re:		BK-S-06-10725-LBR
18	USA COMMERCIAL MORTGAGE COMPANY		Chapter 11
19	Debtor)	•
	In re:		BK-S-06-10726-LBR Chapter 11
20	USA CAPITAL REALTY ADVISORS, LLC, Debtor		Chapter 11
21	In re:	,	BK-S-06-10727-LBR
22	USA CAPITAL DIVERSIFIED TRUST DEED FUND, LLC, Debtor		Chapter 11
23	In re:)	BK-S-06-10728-LBR
24	USA CAPITAL FIRST TRUST DEED FUN Debtor.	ND, LEC,))	Chapter 11
25	In re:	•)	BK-S-06-10729-LBR
	USA SECURITIES, LLC, Debtor.)	Chapter 11
26)_	
27	ORDER APPROVING SHEA & CA	KLYON EMPLOYME	ENT APPLICATION

SHEA & CARLYON, LTD. 233 S. Founh Street, Seite 209 Lat Vegas, Novada 89101 (702) 471-7432

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1	Affects)
2	All Debtors) Date: June 5, 2006
3	USA Commercial Mortgage Co.) Time: 9:30 a.m.
4	USA Capital Realty Advisors, LLC
5	USA Capital Diversified Trust Deed) USA First Trust Deed Fund, LLC)
6	·
7	ORDER AUTHORIZING OFFICIAL COMMITTEE OF EQUITY SECURITY HOLDERS OF USA CAPITAL FIRST TRUST DEED FUND, LLC TO EMPLOY
8	SHEA & CARLYON, LTD. AS ITS SPECIAL NEVADA COUNSEL EFFECTIVE MAY 10, 2006
9	
10	(AFFECTS CASE NO. 06-10728 - USA CAPITAL FIRST TRUST DEED FUND, LLC)
11	
12	This matter having come on for hearing on the Application (the "Application") for
13	Order Appointed Shea & Carlyon, Ltd. as Special (Nevada) Counsel for the Official
14	Committee of Equity Security Holders of USA Capital First Trust Deed Fund, LLC (the "First
15	Trust Deed Committee"); Candace C. Carlyon, Esq. of the law firm of Shea & Carlyon, Ltd.
16	appearing on behalf of the First Trust Deed Committee; and other appearances being noted on
17 18	the record; and the Court having considered the Application and the Amendment thereto; the
19	Declaration and the Statement of Disinterestedness of James Patrick Shea, Esq. in support
20	thereof; the various oppositions and replies thereto; the pleadings, papers and records on file
21	in this matter; and all objections having been withdrawn; and good cause appearing:
22	IT IS HEREBY ORDERED that the Application is granted and the First Trust Deed
23	Committee is authorized to employ the law firm of Shea & Carlyon, Ltd. as its special Nevada
24	
25	counsel herein on the terms set forth in the Application, the Amendment thereto, and the
26	Declaration thereon, effective as of May 10, 2006.
27	
28	

1 SUBMITTED BY: APPROVED/DISAPPROVED BY: 2 SHEA & CARLYON, LTD. GORDON & SILVER, LTD 3 JAMES PATRICK SHEA, ESO. GERALD M. GORDON, ESQ. CANDACE C. CARLYON, ESO. 5 GREGORY E. GARMAN, ESQ. SHLOMO S. SHERMAN, ESQ. 3960 Howard Hughes Pkwy, 9th Floor 233 South Fourth Street, 2nd Floor 6 Las Vegas, NV 89109 Las Vegas, NV 89101 7 Special Nevada Counsel for the Official Counsel for Official Committee of Holders of 8 Committee of Equity Security Holders of Executory Contract Rights of USA Capital First Trust Deed Fund, LLC USA Commercial Mortgage Company 9 10 APPROVED/DISAPPROVED BY: APPROVED/DISAPPROVED BY: 11 STUTMAN, TREISTER & GLATT, P.C. 12 ORRICK, HERRINGTON & SUTCLIFFE LLP 13 FRANK A. MEROLA, ESQ. MARC A. LEVINSON, ESQ. EVE H. KARASIK, ESQ. LYNN TRINKA ERNCE, ESQ. 15 CHRISTINE M. PAJAK, ESQ. 400 Capitol Mall, Suite 3000 1901 Avenue of the Stars, 12th Floor Sacramento, California 95814-4407 16 Los Angeles, CA 90067 17 Counsel for the Official Committee of [Proposed] Counsel for Official Committee of Equity Equity Security Holders of 18 Security Holders of USA Capital First Trust Deed Fund, LLC USA Capital Diversified Trust Deed Fund, LLC 19 20 21 22 23 24 25 26 27 28

SHEA & CARLYON, LTD.

SHEA & CARLYON, LTD. 2013: Fourth Serot, 547c 200 Las Yogan, Neroda 19101 (702) 471-7432

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1	SUBMITTED BY:	APPROVED DISAPPROVED BY:
2	SHEA & CARLYON, LTD.	GORDON & SILVER, LTD
3		26
4	JAMES PATRICK SHEA, ESQ.	GERALD M. GORDON, ESQ.
5	CANDACE C. CARLYON, ESQ. SHLOMO S. SHERMAN, ESQ.	GREGORY E. GARMAN, ESQ. 3960 Howard Hughes Pkwy, 9 th Floor
6	233 South Fourth Street, 2 nd Floor Las Vegas, NV 89101	Las Vegas, NV 89109
7	Special Nevada Counsel for the Official	Coursel for Official Committee of Holders of
8	Committee of Equity Security Holders of	Counsel for Official Committee of Holders of Executory Contract Rights of
9	USA Capital First Trust Deed Fund, LLC	USA Commercial Mortgage Company
10		
11	APPROVED/DISAPPROVED BY:	APPROVED/DISAPPROVED BY:
12	STUTMAN, TREISTER & GLATT, P.C.	Orrick, Herrington & Sutcliffe LLP
13		
14	FRANK A. MEROLA, ESQ. EVE H. KARASIK, ESQ.	MARC A. LEVINSON, ESQ. LYNN TRINKA ERNCE, ESQ.
15	CHRISTINE M. PAJAK, ESQ.	400 Capitol Mall, Suite 3000
16	1901 Avenue of the Stars, 12 th Floor Los Angeles, CA 90067	Sacramento, California 95814-4407
17	Counsel for the Official Committee of	[Proposed] Counsel for Official Committee of Equi
18	Equity Security Holders of USA Capital First Trust Deed Fund, LLC	Security Holders of USA Capital Diversified Trust Deed Fund, LLC
19		•
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1	SUBMITTED BY:	APPROVED/DISAPPROVED BY:		
2	SHEA & CARLYON, LTD.	GORDON & SILVER, LTD		
3				
4	JAMES PATRICK SHEA, ESQ. CANDACE C. CARLYON, ESQ.	GERALD M. GORDON, ESQ.		
5 6	SHLOMO S. SHERMAN, ESQ. 233 South Fourth Street, 2 nd Floor	GREGORY E. GARMAN, ESQ. 3960 Howard Hughes Pkwy, 9th Floor Las Vegas, NV 89109		
7	Las Vegas, NV 89101	_		
8	Special Nevada Counsel for the Official Committee of Equity Security Holders of	Counsel for Official Committee of Holders of Executory Contract Rights of		
9	USA Capital First Trust Deed Fund, LLC	USA Commercial Mortgage Company		
10	A DDD OX IDD OX I DDD OX I			
11	APPROVED/DISAPPROVED BY:	APPROVED/DISAPPROVED BY:		
12	STUTMAN, TREISTER & GLATT, P.C.	ORRICK, HERRINGTON & SUTCLIFFE LLP		
13		Wanca Mun		
14	FRANK A. MEROLA, ESQ. EVE H. KARASIK, ESQ.	MARC A. LEVINSON, ESQ. LYNN TRINKA ERNCE, ESO.		
15 16	CHRISTINE M. PAJAK, ESQ. 1901 Avenue of the Stars, 12th Floor Los Angeles, CA 90067	400 Capitol Mall, Suite 3000 Sacramento, California 95814-4407		
17	Counsel for the Official Committee of	(P.,		
18	Equity Security Holders of USA Capital First Trust Deed Fund, LLC	[Proposed] Counsel for Official Committee of Equity Security Holders of		
19	oon caphas Prist It ast Deed Puna, ELC	USA Capital Diversified Trust Deed Fund, LLC		
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SHEA & CARLYON, LTD. 213 S. Fourth Street, Suite 200 Los Vegas, Nevada 89101 (702) 471-7432

APPROVÉD/DISAPPROVED BY: 1 2 LEWIS AND ROCA, LLP 3 4 ROB CHARLES, ESO. SUSAN M. FREEMAN, ESQ. 5 3993 Howard Hughes Parkway, 6th Floor Las Vegas, Nevada 89109 б 7 [Proposed] Counsel for Official Committee of Unsecured Creditors of USA Commercial 8 Mortgage Company 9 APPROVED/DISAPPROVED BY: 10 OFFICE OF THE U.S. TRUSTEE 11 12 **AUGUST B. LANDIS** 13 Office of the United States Trustee 14 300 Las Vegas Boulevard, Suite 4300 Las Vegas, NV 89101 15 Assistant United States Trustee 16 17 18 19 20 21 22 23 24 25 26 27

APPROVED/DISAPPROVED BY:

SCHWARTZER & MCPHERSON LAW FIRM

LENARD SCHWARTZER, ESQ. JEANETTE E. MCPHERSON, ESQ. 2850 South Jones Boulevard, Suite 1, Las Vegas, NV 89146

Counsel for the Debtors

SHEA & CARLYON, LTD.
233 S. Fourth Street, Subs 200
Las Vegus, Nevada 19101
(202) 471-7412
28

Jun-13- 2006 4:39PM SCHWARTZER & MCPHERSON

No.2891 P. 2/2

APPROVED/DISAPPROVED BY: 1 APPROVED/DISAPPROVED BY: 2 LEWIS AND ROCA, LLP &MODERSON LAW FIRM 3 4 ROB CHARLES, ESQ. LENARD SCHWARTZER, ESQ. SUSAN M. FREEMAN, ESO. JEANETTE E. MCPHERSON, ESQ. 5 3993 Howard Hughes Parkway, 6th Floor 2850 South Jones Boulevard, Suite 1, Las Vegas, Nevada 89109 Las Vegas, NV 89146 б [Proposed] Counsel for Official Committee of Counsel for the Debtors Unsecured Creditors of USA Commercial 8 Mortgage Company 9 APPROVED/DISAPPROVED BY: 10 OFFICE OF THE U.S. TRUSTEE 11 12 AUGUST B. LANDIS 13 Office of the United States Trustee 300 Las Vegas Boulevard, Suite 4300 14 Las Vegas, NV 89101 15 Assistant United States Trustee 16 17 18 19 20 21 22 23 24 25 Order Authorizing Official Committee of Equity Security Holders of USA Capital First Trust Deed Funds, LLC to Employ Shea & Carlyon, Ltd. as its Special Nevada Counsel Effective May 10, 2006 (Affects Case No. 06-26 10728 - USA Capital First Trust Deed Fund, LLC) 27

28

1	APPROVED/DISAPPROVED BY:	APPROVED/DISAPPROVED BY:
2	LEWIS AND ROCA, LEP	SCHWARTZER & MCPHERSON LAW FIRM
3		
4	CHEAN A TRANSPORT	LENARD SCHWARTZER, ESQ.
<u>5</u> 6	3993 Howard Hughes Parkway, 6th Floor	JEANETTE B. MCPHERSON, ÉSQ. 2850 South Jones Boulevard, Suite 1, Las Vegas, NV 89146
ブ	[Proposed] Counsel for Official Committee of	Counsel for the Debtors
8	Unsecured Creditors of USA Commercial Mortgage Company	
9.	1 Comments	
10	APPROVED DISAPPROVED BY:	
41	OFFICE OF THE U.S. TRUSTEE	
12	TAMILE ZZZYVIUZ TYVY	
13	AUGUSTE ANDIS (Office of the United States Trustce	
14,	Las Vegas, NV 89101	
15	Assistant United States Trustee	
16		
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18 19		
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1	RULE 9021 DECLARATION		
2	In accordance with Local Rule 9021, the undersigned certifies:		
3	The Court waived the requirements of LR 9021.		
4	I have delivered a copy of proposed order to all attorneys and unrepresented parties		
5	who appeared at the hearing regarding this matter and/or who filed a written		
6	objection and each has:		
7	approved the form of this order;		
8 9	waived the right to review this order; and/or		
10			
11	failed to file and serve papers in accordance with LR 9021(c).		
12	I have delivered a copy of this proposed order to all attorneys and unrepresented		
13	parties who appeared at the hearing regarding this matter and/or who filed a written		
14	objection and all have either approved the form of this order, waived the right to		
15	review the order, failed to file and serve papers in accordance with LR 9021(c) and		
16	the following have disapproved the order:		
17	Rob Charles, Esq. LEWIS AND ROCA, LLP		
18	3993 Howard Hughes Parkway, 6th Floor Las Vegas, Nevada 89109		
19	No opposition was filed to the motion and no other party or counsel appeared at the		
20	hearing.		
21	DATED this 16th day of June, 2006.		
22	SHEA & CARLYON, LTD.		
23			
24	JAMES PATRICK SHEA, ESQ.		
25	CANDACE C. CARLYON, ESQ.		
26	SHLOMO S. SHERMAN 233 South Fourth Street, Second Floor		
27	Las Vegas, NV 89101		
28	###		

SHEA & CARLYON, LTD. 233 S. Founti Street, 2th Floor Last Vegas, Newdo 89101 (702) 471-7432

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